

IN THE
UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TANYA DENISE BEY, : CIVIL ACTION
PETITIONER

VS. :

DONALD KELCHNER, ET AL, : NO. 02-2787
RESPONDENT

COMMONWEALTH/RESPONDENT'S
MOTION FOR ADDITIONAL TIME TO FILE ANSWER

TO THE HONORABLE ARNOLD C. RAPOPORT, UNITED STATES
MAGISTRATE, JUDGE:

The District Attorney of Montgomery County, Bruce L. Castor, Jr.,
by his Deputy District Attorney, Mary MacNeil Killinger, makes the
following motion for additional time to file an answer to petition for Writ
of Habeas Corpus in the above-captioned matter:

1. The District Attorney of Montgomery County, in an Order dated July 16, 2002, was directed to answer the petition of Tanya Denise Bey for a Writ of Habeas Corpus and to file a memorandum of Law by August 5, 2002.
2. The District Attorney of Montgomery County will not be able to file the answer and Memorandum of Law by August 5, 2002 because of a backlog in Commonwealth and Federal briefs and the vacation schedules of members of Appellate Division.

WHEREFORE, the District Attorney of Montgomery County, through his Deputy District Attorney, requests that this Honorable court grant an extension of time until August 23, 2002.

RESPECTFULLY SUBMITTED,

MARY MACNEIL KILLINGER
DEPUTY DISTRICT ATTORNEY
CHIEF, APPELLATE DIVISION

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TANYA DENISE BEY,
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V.

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CERTIFICATE OF SERVICE

I hereby certify that I am this day serving the foregoing document upon the persons and in the manner indicated below, which service satisfies the requirement of the Federal Rules of Civil Procedure 5(b)(B), 5(b)(2)(D) and 12.

FIRST CLASS MAIL

Tanya Denise Bey, Inmate #OE-0192
S.C.I., Muncy
P.O. Box 180
Muncy, PA 17756

ELECTRONICALLY FILED

Michael E. Kunz, Chief Clerk
United States District Court
for the Eastern District
2609 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

Dated: July 31, 2002

MARY MACNEIL KILLINGER
DEPUTY DISTRICT ATTORNEY
CHIEF, APPELLATE DIVISION

